THE HOUNOURABLE SRI JUSTICE P.S.NARAYANA

W.P.No.17525 of 2006
Dated:23-08-2006

Between:
A.Punniah, Petitioner

And

The Vijyawada, Guntur, Tenali Mangalagiri Urban Development Authority,
rep. by its Vice Chairman,Guntur and another.

Respondents

THE HOUNOURABLE SRI JUSTICE P.S.NARAYANA

W.P.No.17525 of 2006

ORDER:

1. Heard the counsel on record.

2. Sri Venkataratnam, the learned counsel representing the second respondent- Guntur Municipal Corporation states that the impugned action is of the first respondent. Ms. Aruna, the learned standing counsel for the first respondent would submit that the stand taken by the writ petitioner that no notice was given is not correct stand but in fact, the notice dated 22.7.2006 was served on the petitioner on 5.8.2006 giving some time to submit objections if any and no objections were raised by the petitioner and hence, due procedure had been followed.

3. However, the learned counsel representing the writ petitioner would submit that no such opportunity was given and no such notice in fact had been served. This court is not inclined to express any opinion relating to this question in controversy between the parties.

4. Be that as it may, in the facts and circumstances of the case and inasmuch as now, the stand of the respondent being clear, the petitioner is given liberty to raise objections if any within a period of 10 days from today and the first respondent to consider the same and take appropriate decision in relation thereto. Till then, status-quo obtaining as on today to be maintained including further constructions.

5. The writ petition is disposed of. No order as to costs.

23-08-2006

Stp